

# MANDATE

UNITED STATES COURT OF APPEALS  
FOR THE  
SECOND CIRCUIT

N.Y.S.D. Case  
09-cv-1388(DAB)

At a Stated Term of the United States Court of Appeals for the Second Circuit, held at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, in the City of New York, on the 2<sup>nd</sup> day of June, two thousand eleven.

Before: ROBERT D. SACK,  
GERARD E. LYNCH,  
*Circuit Judges,*  
LORETTA A. PRESKA,  
*District Judge.\**

USDC SDNY  
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STMICROELECTRONICS, N.V.,

*Petitioner-Appellee,*

v.

JUDGMENT

Docket No. 10-3847

CREDIT SUISSE SECURITIES (USA) LLC,

*Respondent-Appellant.*

The appeal in the above captioned case from the United States District Court for the Southern District of New York was argued on the District Court's record and the parties' briefs. Upon consideration thereof,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the judgment of the District Court is AFFIRMED IN PART and VACATED IN PART, and the case is REMANDED for further proceedings in accordance with the opinion of this Court.

A True Copy

Catherine O'Hagan Wolfe, Clerk

United States Court of Appeals, Second Circuit

Catherine O'Hagan Wolfe

FOR THE COURT:

CATHERINE O'HAGAN WOLFE, Clerk

Catherine O'Hagan Wolfe

\* The Honorable Loretta Preska, of the United States District Court for the Southern District of New York, sitting by designation.

MANDATE ISSUED ON 06/27/2011